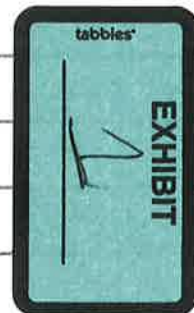


July 26, 2021, TO THE HONORABLE JUDGE IRENE C. BERGER

FROM NEDELTCHO VLADIMIROV  
CRIMINAL CASE: 2:20-CR-00054

## MOTION TO APPEAL



YOUR HONOR, WITH THIS MOTION I, NEDELTCHO VLADIMIROV WOULD LIKE TO APPEAL MY CONVICTION IN THE TRIAL IN THE MATTER OF CRIMINAL CASE No 2:20-CR-00054 THAT STARTED ON JULY 19<sup>TH</sup>, 2021 AND ENDED ON JULY 21<sup>ST</sup>, 2021 ON THE FOLLOWING GROUNDS:

1. My CONSTITUTIONAL 6<sup>TH</sup> AMENDMENT RIGHTS TO A SPEEDY TRIAL AND THE SPEEDY TRIAL ACT HAVE BEEN VIOLATED AS STATED IN DECLARATION No 1 AND No 2 FILED ON THIS CASE WITH THE U. S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF W. V. ON JULY 15<sup>TH</sup>, 2021.
2. My CONSTITUTIONAL 4<sup>TH</sup>, 5<sup>TH</sup>, 6<sup>TH</sup> AND 14<sup>TH</sup> SEC. 1 AMENDMENTS RIGHTS, CIVIL RIGHTS OF 1964 - END DISCRIMINATION ON NATIONAL ORIGIN, FEDERAL RULES OF EVIDENCE, FEDERAL RULES OF CRIMINAL PROCEDURE AND DUE PROCES HAVE BEEN VIOLATED AS STATED IN DECLARATION No 2 SECTIONS 1, 2, 3, 4 AND 5 FILED ON THIS CASE WITH THE U. S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF W. V. ON JULY 15<sup>TH</sup>, 2021

2

3. SLANDER, LIBEL, OBSCENITY

4. VIOLATIONS OF THE RIGHTS OF THE ACCUSED

a) GOVERNMENTAL ABUSE OF POWER. CONVICTION GUARANTEED THROUGH NUMEROUS UNFAIR PROSECUTORIAL TACTICS

b) ILLEGALLY OBTAINED EVIDENCES - THE PICTURES FROM OUTSIDE AND INSIDE MY HOUSE WERE NOT OBTAINED DURING THE ~~EXECUTION~~<sup>EX</sup> EXECUTION OF THE SEARCH WARRANT IN THE WINTER ON FEB. 10<sup>TH</sup>, 2020 BUT DURING A SUMMER SEASON AND AN ILLEGAL TRESPASSING INTO MY PROPERTY AND ILLEGAL ENTRY INTO MY HOME.

c) BEFORE MY ARREST, I WASN'T INFORMED OF MY MIRANDA RIGHTS DURING THE EXECUTION OF THE ARREST WARRANT AT MY HOUSE ON 2.10.202. BODY CAMS SHOULD CONFIRM THAT.

5. FAULTY SEARCH/ARREST WARRANTS. UNREASONABLE SEARCH AND SEIZURE

6. NO GROUNDS FOR PROBABLE CAUSE. ALL OF<sup>M.Y.</sup> MY ACTIONS DURING THE INVESTIGATION WERE 100% LEGAL.

7. DISCRIMINATION BASED ON NATIONAL ORIGIN

8. INEFFECTIVE DEFENCE COUNSELOR/ATTORNEY AS



3  
STATED IN FRONT OF THE COURT ON JULY 16<sup>TH</sup>, 2021.  
NOW MORE EVIDENCES HAVE BEEN COLLECTED  
DURING THE TRIAL ON 19<sup>TH</sup>, 20<sup>TH</sup> AND 21<sup>ST</sup> OF  
JULY, 2021.

9. VIOLATIONS TO THE DUE PROCESS. ONLY 41 PAGES  
OF THE DISCOVERY HAVE BEEN HANDED TO ME  
BY MY LAWYER TIMOTHY LAFON. I'VE NEVER  
HAD OR SEEN THE EVIDENCES THE PROSECUTION  
PRESENTED AT THE TRIAL. NONE OF THEM.  
NEVER HAD THE CHANCE TO STUDY THEM.  
1<sup>ST</sup> TIME I'VE SEEN THEM WAS AT THE TRIAL.

10. THE TESTIMONIES OF TWO KEY WITNESSES WERE  
INFLUENCED BY THE USE OF ILLEGAL DRUGS OR  
CONTROLLED SUBSTANCES. MR. STEVE ANDERSON  
WAS ASKED AND ADMITED THAT HE USED SUBOXEN  
THE MORNING BEFORE THE TRIAL AND MR. ROBERT  
HATFIELD WAS ASKED AND ADMITED THAT HE  
USED HEROIN THE DAY BEFORE THE TRIAL.  
THE EFFECTS OF THESE DRUGS LAST VERY, VERY  
LONG TIME AS THE PERSON WHO TAKES THEM IS  
EITHER "HIGH" ON THEM OR DRUG SEEK. A  
PERSON "HIGH" ON ILLEGAL DRUGS CANNOT BE  
TRUSTED AND EXPECTED TO SAY THE TRUTH, THE  
WHOLE TRUTH AND NOTHING BUT THE TRUTH.  
THIS IS THE SAME AS TO ASK AN INTOXICATED  
DRIVER - "CAN YOU DRIVE?" AND THEN EVEN  
LET HIM/HER DRIVE AND EXPECT TO DO IT SAFELY

IT IS AGAINST ANY COMMON SENSE AND THE LAW  
THE OTHER TWO WITNESSES - MR NICK MARTIN  
AND MS CASSIDY WINTZ DENIED TAKING  
ILLEGAL DRUGS BUT THEY ARE KNOWN DRUG  
ADDICTS THAT SHOULD HAVE BEEN DRUG  
TESTED BEFORE THE TRIAL TO CONFIRM  
THEIR SOBRIETY AS DRUG ADDICTS CANNOT  
BE TRUSTED BY THEIR WORDS ONLY.

11. LACK OF FEDERAL LAW LIBRARY AT THE SOUTH  
CENTRAL REGIONAL JAIL WHERE I AM STILL  
INCARCERATED SINCE 02.10.2020. I WAS  
UNABLE TO ADEQUATELY PREPARE FOR MY  
DEFENCE AT THE TRIAL.

YOUR HONOR, MY ATTORNEY T.J. LAPON MAY FILE  
ANOTHER MOTION FOR APPEAL AND I PRAY THAT  
BOTH MOTIONS TO BE EQUALLY CONSIDERED BY THE  
HONORABLE COURT AS GROUNDS FOR MY APPEAL.  
MORE DETAILS TO ALL 11 COUNTS FOR THE APPEAL  
WILL BE GIVEN TO THE APPEAL COURT.

RESPECTFULLY:



NEDELCHO VLADIMIROV

07/26/202

